IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 22463 of 2004

Between:

Nimmagadda Babu Rao, S/o Venkataramaiah,
R/o Chandanagar, Hyderabad.

... PETITIONER

AND

1 Director General of Police, Police Head Quarters,Hyderabad.
2 Station House Officer,Miyapur Police Station, Miyapur,

Hyderabad.
3 Mr. Tirupathanna, Major, s/o--
Nalgonda Police Station, Nalgonda.
4 Mr. Ch. Srinivas, Major,
Ramachandrapuram Police Station, Medak District.
5 Somanadh Singh, Major,
Ramachandrapuram Police Station, Medak District.
6 G. Praveen Kumar, S/o Balaswamy,
R/o 26-111/6, Gowryshankar Colony, Zedcherla,

Mahaboobnagar District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to call for the records and issue a writ or order or direction more particularly one in the nature of Writ of Mandamus and declare the action of the respondents 3 to 5 in harassing the petitioner and interfering with the life and liberty of the petitioner is illegal, arbitrary and violative of Article 14 and 21 of the Constitution of India apart from being violation of the principles of Natural Justice and consequently direct the 2nd respondent to give protection to the petitioner and pass such further or other order or orders

Counsel for the Petitioner:MR.VENKATA RANGADAS KANURI

Counsel for the Respondent Nos.1&2: GP FOR HOME

The Court at the admission stage made the following :

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O R D E R:

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Petitioner alleges that he is being required to attend the police stations by the respondents 2 to 5 on the basis of a complaint said to have been made by respondent No.6, even without registering any case. He alleges that he is being pressurized to come to certain terms with the sixth respondent.

Heard learned counsel for the petitioner and the learned Government Pleader for Home.

Whenever a complaint is submitted by an individual, the police are entitled to require the persons, against whom the acts or omissions alleged, to attend the police station and to undertake investigation. However, before taking further steps, it is necessary that a case be registered. Unless a case is registered, the police cannot require individuals to attend the police stations, of course, except for the preliminary verification before such registration. If no case has been registered against the petitioner, the respondents 2 to 5 shall not be entitled to insist on the attendance of the petitioner.

Hence, the writ petition is disposed of, directing that the respondents 2 to 5 shall not require the petitioner to attend any police station, or otherwise harass him, unless any specific case is registered against him. There shall be no order as to costs.

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13th December, 2004

Note: Issue copy in two days.

(B/o)

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To

1 Director General of Police, Police Head Quarters,Hyderabad.
2 Station House Officer,Miyapur Police Station, Miyapur,

Hyderabad.
3 Two C.Cs to the Govt.Pleader for Home,

High Court buildings, Hyderabad (OUT).

4 Two CD copies